

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

CLIFFORD PRESS,

Plaintiff,

v.

UNITED AIRLINES, INC.,

Defendant.

CIVIL ACTION NO. 3:11-CV-2265

(JUDGE CAPUTO)

ORDER

NOW, this 3rd day of May, 2012, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss (Doc. 9) is **GRANTED in part** and **DENIED in part** as follows:

(1) Plaintiff's § 1983, false imprisonment, and intentional infliction of emotional distress claims are **DISMISSED**.

(2) The motion is **DENIED** in all other respects.

Plaintiff shall have **twenty-one (21) days** to amend his complaint to properly allege subject matter jurisdiction. Failure to amend within that time will result in dismissal of his complaint.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge